

Heard counsel for defendant No.4 on IA No.IV. Filed U/o 39 Rule 1 and 2 of CPC. The plaintiff and defendant No.2 have not filed objection to IA No. IV.

The suit is filed for the relief of partition and separate possession. It is stated by the defendant No.4 that the plaintiff and the defendant No.2 colluded with each other and are trying to alienate the suit properties. Hence the defendant No.4 prayed to allow the application.

Heard perused.

The suit is filed for the relief of partition and separate possession. The order sheet shows that plaintiff has filed memo stating that he is not interested to proceed with the case. Defendant No.4 has sought for counter claim. The records do show that the defendant No.4 has made out prima facie case. Thus on perusal of the plaint averments, affidavit and documents it shows that the defendant No.4 has made out prima-facie materials to grant interim ex parte injunction order. Hence, I proceed to pass the following:

ORDER

Issue an temporary injunction order against the plaintiff and defendant No.2 restraining them from alienating the suit properties in any manner either by sale, mortgage or creating charge till disposal of the suit.

For objection to IA No. III

Call on 15-04-2024.

**Senior Civil Judge & JMFC.,
Chincholi.**